



- c. Maximum of 25 requests for admission by each party to each party. Responses due 30 days after service.
- d. Maximum of 40 requests for production of document by each party to each party. Responses due 30 days after service.
- e. Maximum of 5 depositions by Plaintiffs to Defendant and 5 by Defendant to Plaintiffs. Depositions limited to eight hours.
- f. Reports from retained experts under Rule 26(a)(2) due:  
  
from Plaintiffs by September 7, 2009; and  
from Defendant by September 21, 2009.
- g. Supplementation under Rule 26(e) due reasonably upon knowledge of additional information.

3. **Other Items.**

- a. The parties do not request a conference with the Court before entry of the scheduling order.
- b. The parties request a pretrial conference on or around January 4, 2010.
- c. Plaintiffs should be allowed until September 9, 2009 to join additional parties and to amend the pleadings.  
  
Defendant should be allowed until September 16, 2009 to join additional parties and to amend the pleadings.
- d. All potentially dispositive motions should be filed on or before October 9, 2009.
- e. Settlement cannot be realistically evaluated prior to the completion of preliminary discovery.
- f. Final lists of trial evidence under Federal Rule of Civil Procedure 26(a)(3), both witnesses and exhibits, should be due from the parties on or before January 5, 2010.
- g. Parties should have 14 days after service of final lists of trial evidence to list objections under Rule 26(a)(3).
- h. The case should be ready for trial by this Court's February 1, 2010 trial term. At this time, the trial is expected to take approximately 2-3 days, excluding jury selection.

Respectfully submitted this 2nd day of February, 2009.

/s/ Kelly F. Pate

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